

M u s k e g o n C o u n t y

Board of Commissioners

*Paul Baade, Chairman
Douglas Bennett
Charles Buzzell
James Derezinski
Marvin Engle
Louis A. McMurray*

*Bill Gill, Vice-Chairman
Robert Scolnik
I. John Snider
Nancy A. Waters
Stephen Wisniewski*

Board Minutes may be found on the web at <http://co.muskegon.mi.us/clerk>

Regular Meeting

**July 13, 2004
3:39 P.M.**

Chairman Paul Baade, Presiding

The Regular Meeting of the Board of Commissioners was called to order by Chairman Baade. The pledge of Allegiance was recited in unison followed by the invocation given by Chairman Baade.

Roll Call

Present: Baade, Bennett, Buzzell, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Wisniewski

Excused: Waters

Absent: None

2004-287 **APPROVAL OF MINUTES OF JUNE 22, 2004**

Moved by Buzzell, supported by Engle, to approve the minutes of the Regular Meeting of June 22, 2004.

Roll Call

Ayes: Bennett, Buzzell, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Wisniewski, Baade

Nays: None

Motion Carried

2004-288 **PRESENTATION - MICKEY KNIGHT, LEGISLATIVE CONSULTANT**

Mickey Knight introduced his associated and presented update information regarding issues before the Michigan Legislature and the possible impact on Muskegon County.

2004-289 **COMMUNICATIONS**

Moved by Wisniewski, supported by Engle, to receive and place on file the following Communications:

- A. Proposed Amendments to the Brownfield Plan for the City of Muskegon
- B. Resolutions
 - 1. Ottawa County re: Support for passage of energy bill
 - 2. Antrim County re: Signage of ORV and snowmobile trails
 - 3. Lake County re: Guarantee of State Revenue Sharing
 - 4. Roscommon County re:
 - a. Revenue Sharing
 - b. Veterans Drug Co-Pay and Annual Fees
 - c. Property Tax Collection Proposal
 - 5. **Oceana County re: Use of Muskegon County Airport**

Motion Carried

2004-290 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF JUNE 9, 2004 THROUGH JUNE 22, 2004**

WM04/7-71

The Ways and Means Committee recommends, moved by Derezinski, supported by Engle, to approve payment of the accounts payable of \$4,039,346.95 covering the period of June 9, 2004 through June 22, 2004, as presented by the County Clerk.

Roll Call

Ayes: Buzzell, Bennett, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Wisniewski, Baade

Nays: None

Motion Carried

2004-291 **ACCEPT THE LOW BID OF PRIDNIA, LAPRES, PLLC, A BDO SEIDMAN ALLIANCE OFFICE FOR THE FOUR-YEAR AUDIT CONTRACT**

WM04/7-72

The Ways and Means Committee recommends, moved by Derezinski, supported by Engle, to accept the low bid of Pridnia, Lapres, PLLC, a BDO Seidman Alliance Office for the four-year audit contract (2004, 2005, 2006, 2007) with an optional two additional years (2008, 2009) for the County of Muskegon's annual financial and single audit report.

Roll Call

Ayes: Buzzell, Bennett, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Wisniewski, Baade

Nays: None

Motion Carried

2004-292 **WAIVE THE \$1 PER TICKET SURCHARGE FOR THE FIRST ANNUAL**

LAKESHORE SOUL MUSIC FESTIVAL

WM04/7-73

The Ways and Means Committee recommends, moved by Derezinski, supported by Engle, to waive the \$1 per ticket surcharge for the first annual Lakeshore Soul Music Festival being held July 8-11, 2004, at Heritage Landing in accordance with the approved Master Agreement for Use of Heritage Landing.

Roll Call

Ayes: Buzzell, Bennett, Derezinski, Engle, McMurray, Scolnik, Snider, Wisniewski, Baade

Nays: Gill

Motion Carried

2004-293 **AUTHORIZE USE OF CMH PREVENTION AND COMMUNITY EDUCATION FUNDING TO COVER THE COSTS OF TRAINING MATS DRIVERS**

HR04/7-49

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize use of CMH prevention and community education funding to cover the costs, not to exceed \$3,500, of training MATS drivers concerning special needs of individuals with mental illness and developmental disability.

Roll Call

Ayes: Gill, McMurray, Scolnik, Bennett, Derezinski, Buzzell, Engle, Wisniewski, Snider, Baade

Nays: None

Motion Carried

2004-294 **AUTHORIZE THE DIRECTOR OF CMH TO INITIATE RATE NEGOTIATIONS AND EXECUTE CONTRACT AMENDMENTS FOR CURRENT FY2003/2004 PROVIDERS OF COMMUNITY LIVING AND SUPPORTS**

HR04/7-50

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize the Director of CMH to initiate rate negotiations and execute contract amendments for current FY2003/2004 providers of Community Living and Supports willing to provide Agency Staff In-Home Child Waiver Respite at or below the prevailing Child Waiver screen.

(continued)

2004-294 **AUTHORIZE THE DIRECTOR OF CMH TO INITIATE RATE NEGOTIATIONS AND EXECUTE CONTRACT AMENDMENTS FOR CURRENT FY2003/2004 PROVIDERS OF COMMUNITY LIVING AND SUPPORTS**

Roll Call

Ayes: Gill, McMurray, Scolnik, Bennett, Derezinski, Buzzell, Engle, Wisniewski, Snider, Baade

Nays: None

Motion Carried

2004-295 **AUTHORIZE SUBMISSION BY CMH OF AN APPLICATION FOR A DEPARTMENT OF COMMUNITY HEALTH CHILD CARE EXPULSION PREVENTION GRANT**

HR04/7-51

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize submission by CMH, jointly with the Muskegon Area Intermediate School District, of an application for a Department of Community Health Child Care Expulsion Prevention Grant of \$70,000.

Roll Call

Ayes: McMurray, Scolnik, Bennett, Derezinski, Buzzell, Engle, Wisniewski, Snider, Baade

Nays: Gill

Motion Carried

2004-296 **AUTHORIZE SOLE SOURCE PROCUREMENT FOR ACQUISITION, INSTALLATION, TRAINING AND SUPPORT OF AN INFORMATION SYSTEM FROM CREATIVE SOCIO MEDICS CORPORATION**

HR04/7-52

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize sole source procurement for acquisition, installation, training and support of an information system from Creative Socio Medics Corporation of Great River, New York, at a total cost of \$238,000 plus annual fees of \$35,354.

Roll Call

Ayes: McMurray, Scolnik, Bennett, Derezinski, Buzzell, Engle, Wisniewski, Snider, Baade

Nays: Gill

Motion Carried

2004-297 **AUTHORIZE THE DIRECTOR OF CMH TO CREATE A FULL-TIME
RESIDENT CARE SUPERVISOR POSITION AT BRINKS RESIDENCE**

HR04/7-53

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize the Director of CMH to create a full-time resident care supervisor position at Brinks Residence by combining two vacant hourly resident care supervisor positions, N69090/7341 and N69006/7341.

Roll Call

Ayes: McMurray, Scolnik, Bennett, Derezinski, Buzzell, Engle, Wisniewski, Snider, Baade

Nays: Gill

Motion Carried

2004-298 **AUTHORIZE THE HEALTH DEPARTMENT TO ACCEPT FUNDING FROM
THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY FOR
THE FY2004 GREAT LAKES BEACH WATER MONITORING PROGRAM**

HR04/7-54

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize the Health Department to accept funding from the Michigan Department of Environmental Quality for the FY2004 Great Lakes Beach Water Monitoring Program in the amount of \$15,000.75, and to authorize the Director of Health and Community Resources to sign the associated agreement.

Roll Call

Ayes: Gill, McMurray, Scolnik, Bennett, Derezinski, Buzzell, Engle, Wisniewski, Snider, Baade

Nays: None

Motion Carried

2004-299 **AUTHORIZE THE HEALTH DEPARTMENT TO AMENDS ITS FY04
BUDGET (REVENUE AND EXPENDITURES) FROM \$7,007,606 TO
\$7,011,465 TO INCLUDE ADDITIONAL GRANT FUNDING**

HR04/7-55

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize the Health Department to amends its FY04 budget (revenue and expenditures) from \$7,007,606 to \$7,011,465 to include additional grant funding, purchase of computers/equipment and miscellaneous expenditures with no change to the current general fund appropriation.

(continued)

2004-299 **AUTHORIZE THE HEALTH DEPARTMENT TO AMENDS ITS FY04 BUDGET (REVENUE AND EXPENDITURES) FROM \$7,007,606 TO \$7,011,465 TO INCLUDE ADDITIONAL GRANT FUNDING**

Roll Call

Ayes: Gill, McMurray, Scolnik, Bennett, Derezinski, Buzzell, Engle, Wisniewski, Snider, Baade

Nays: None

Motion Carried

2004-300 **AUTHORIZE BROOKHAVEN MEDICAL CARE FACILITY TO AWARD THE BID FOR THE INSTALLATION OF NINETEEN (19) SMOKE BARRIER COMPARTMENT AIR HANDLING DUCT WORK DEVICES**

HR04/7-56

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize Brookhaven Medical Care Facility to award the bid for the installation of nineteen (19) smoke barrier compartment air handling duct work devices and smoke detectors to Hurst Industries in the amount of \$55,540.

Roll Call

Ayes: Gill, McMurray, Scolnik, Bennett, Derezinski, Buzzell, Engle, Wisniewski, Snider, Baade

Nays: None

Motion Carried

2004-301 **AUTHORIZE AMENDMENT OF THE CMH CONTRACT WITH GOODWILL TO COVER START-UP COSTS OF A CONSUMER OWNED AND OPERATED MICRO-ENTERPRISE**

HR04/7-57

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize amendment of the CMH contract with Goodwill to cover start-up costs of a consumer owned and operated micro-enterprise providing employment for Lakeshore Behavioral Health Alliance consumers in the amount of \$20,000.

Roll Call

Ayes: Gill, McMurray, Scolnik, Bennett, Derezinski, Buzzell, Engle, Wisniewski, Snider, Baade

Nays: None

Motion Carried

2004-302 AUTHORIZE THE SHERIFF'S DEPARTMENT TO APPLY FOR THE
2004/2005 OFF-ROAD VEHICLE (ORV) ENFORCEMENT GRANT

CPS04/7-30

The Courts and Public Safety Committee recommends, moved by Snider, supported by Wisniewski, to authorize the Sheriff's Department to apply for the 2004/2005 off-road vehicle (ORV) enforcement grant through the Department of Natural Resources for \$14,266.

Roll Call

Ayes: McMurray, Gill, Derezinski, Engle, Scolnik, Snider, Buzzell, Wisniewski, Bennett, Baade

Nays: None

Motion Carried

2004-303 AUTHORIZE THE SHERIFF'S DEPARTMENT TO APPLY FOR THE
2004/2005 SNOWMOBILE ENFORCEMENT GRANT

CPS04/7-31

The Courts and Public Safety Committee recommends, moved by Snider, supported by Wisniewski, to authorize the Sheriff's Department to apply for the 2004/2005 snowmobile enforcement grant through the Department of Natural Resources for \$15,385.

Roll Call

Ayes: Gill, McMurray, Scolnik, Bennett, Derezinski, Buzzell, Engle, Wisniewski, Snider, Baade

Nays: None

Motion Carried

2004-304 APPROVE ACCEPTANCE OF THE FY2005 CRIME VICTIMS RIGHTS
FUNDING AGREEMENT

CPS04/7-32

The Courts and Public Safety Committee recommends, moved by Snider, supported by Wisniewski, to approve acceptance of the FY2005 Crime Victims Rights funding agreement in the amount of \$114,000 from the Crime Victim Services Commission by affixing the signature of the Chairman of the Board to two copies of the agreement.

Roll Call

Ayes: Gill, McMurray, Scolnik, Bennett, Derezinski, Buzzell, Engle, Wisniewski, Snider, Baade

Nays: None

Motion Carried

2004-305 **AUTHORIZE MATS AND THE PURCHASING DEPARTMENT TO PURCHASE THREE (3) MEDIUM-DUTY BUSES FROM HOLLAND BUS COMPANY**

TR04/07-21

The Transportation Committee recommends, moved by Scolnik, supported by Engle, to authorize MATS and the purchasing department to purchase three (3) medium-duty buses from Holland Bus Company per the terms and conditions of the Greater Lapeer Transportation Authority contract for a price not to exceed \$80,000 per vehicle for a total not to exceed \$240,000 from grant funds provided for this purpose.

Roll Call

Ayes: Snider, Bennett, Derezinski, Gill, Engle, Buzzell, McMurray, Scolnik, Wisniewski, Baade

Nays: None

Motion Carried

2004-306 **APPROVAL OF THE LOW BIDDER, HOOKER/DEJONG, AS THE ARCHITECT FOR THE COAST GUARD HANGAR PROJECT**

TR04/07-22

The Transportation Committee recommends, moved by Scolnik, supported by Engle, approval of the low bidder, Hooker/DeJong, as the architect for the Coast Guard Hangar project at a rate not to exceed 6% of total project cost contingent upon financial commitment from Federal Government for long-term occupancy of the facility.

Roll Call

Ayes: Snider, Bennett, Derezinski, Gill, Engle, Buzzell, McMurray, Scolnik, Wisniewski, Baade

Nays: None

Motion Carried

2004-307 **APPROVE A RESOLUTION AUTHORIZING EXECUTION OF MDOT CONTRACT NO. 2004-0282**

TR04/07-23

The Transportation Committee recommends, moved by Scolnik, supported by Engle, to approve a resolution authorizing execution of MDOT Contract No. 2004-0282 in the amount of \$50,000 and further authorize the Chairman and Clerk to execute the contract agreement as prepared.

(continued)

2004-307 **APPROVE A RESOLUTION AUTHORIZING EXECUTION OF MDOT
CONTRACT NO. 2004-0282**

Roll Call

Ayes: Snider, Bennett, Derezinski, Gill, Engle, Buzzell, McMurray, Scolnik, Wisniewski,
Baade

Nays: None

Motion Carried

2004-308 **APPROVE THE EXTENSION OF T-HANGAR LEASE AGREEMENTS
EXPIRING IN THE THIRD QUARTER OF 2004**

TR04/07-24

The Transportation Committee recommends, moved by Scolnik, supported by Engle, to approve the extension of T-Hangar Lease agreements expiring in the third quarter of 2004 as follows: Rex Vanderlinde at \$190/month and Mark Malnor at \$180/month.

Roll Call

Ayes: Snider, Bennett, Derezinski, Gill, Engle, Buzzell, McMurray, Scolnik, Wisniewski,
Baade

Nays: None

Motion Carried

CHAIR'S REPORT

Chairman Baade noted the MAC Legislative Updates - MAC Legislative Updates - June 25 and July 2, 2004, were included in agenda packets.

ADMINISTRATOR'S REPORT

2004-309 **APPROVAL FOR CMH TO APPLY FOR HUD GRANT FOR CONTINUUM
OF CARE PROGRAM**

The Administrator recommends, moved by Buzzell, supported by Wisniewski, to authorize CMH to apply for rental housing through the 2004 HUD SuperNofa, Continuum of Care Program for permanent supportive housing, in the total amount of \$297,108 for a three-year period, and average cost per year to CMH of \$25,000 with no impact to the general fund.

(continued)

2004-309 **APPROVAL FOR CMH TO APPLY FOR HUD GRANT FOR CONTINUUM
OF CARE PROGRAM**

Roll Call

Ayes: Snider, Scolnik, McMurray, Gill, Engle, Baade, Wisniewski, Buzzell, Bennett,
Derezinski

Nays: None

Motion Carried

2004-310 **CONSIDERATION OF HEADLEE OVERRIDE**

The Administrator recommends, moved by Wisniewski, supported by Snider, to authorize adoption of the attached Headlee Override resolution, and submission of same to November 2, 2004 General Election ballot, providing for restoration of 6.2 mills for general county operating purposes, up from Headlee adjusted 5.6984.

2004-311 **SUSPEND THE RULES AND OPEN FOR PUBLIC COMMENT**

Moved by McMurray, supported by Engle, to suspend the rules and open for public comment.

Motion Carried

Elizabeth Winsche, Director of the Muskegon County Library, addressed the Board with regard to initial preparation to form a District Library Board. It was too late to get the issue on the August ballot and with the tentative County cuts, there would be a gap in funding which would require possible program cuts.

Discussion ensued noting it would still be possible for the County Library to organize as a District Library Board in the future. However, approval of this motion would put the issue to a vote for citizens to increase their own taxes to continue County programs at a current level and prevent potential program cuts.

Roll Call on 2004-310

Ayes: Snider, Scolnik, McMurray, Gill, Engle, Derezinski, Buzzell, Bennett, Wisniewski,
Baade

Nays: None

Motion Carried

Old Business

None.

New Business

Commissioner McMurray requested information from Corporate Counsel to be able to respond to his constituents with regard to a recent publicized case involving a two Law Enforcement Officers which seem to be getting different treatment for the same or similar offense. Corporate Counsel noted he will research the issue and provide a written response.

Commissioner Buzzell informed Commissioners that the issue of providing water to Michigan Adventure was discussed at the Dalton Township meeting and may be coming to this Board in the near future.

Audience Participation

None.

Meeting adjourned at 5:31 p.m.

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Karen D. Buie, County Clerk

KDB/jmp